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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**
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10 LAWRENCE DELISIO,

11 Plaintiff,

12 v.

13 HSBC BANK USA, N.A., *et al.*,

14 Defendants.
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Case No. 2:11-CV-00426-KJD-CWH

ORDER

16 Plaintiff's complaint was filed in Nevada state court on February 28, 2011. Federal Rule of
17 Civil Procedure 4(m) requires service of summons and complaint to be made upon a defendant 120
18 days after the filing of the complaint. The 120 day time period for effecting service of the summons
19 and complaint upon the remaining Defendants expired no later than June 28, 2011. On November 2,
20 2011, the Court ordered Plaintiff to file proof of service of the summons and complaint within the
21 allowed time no later than November 16, 2011, and warned Plaintiff that failure to do so would result
22 in the complaint against the remaining Defendants being dismissed without prejudice.

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1 Plaintiff has failed to file proof of service on the remaining Defendants, or to otherwise
2 respond to the Court's order. Therefore, the Court dismisses Plaintiff's complaint without prejudice
3 against the remaining Defendants for failure to serve Defendants in compliance with Rule 4(m). The
4 Clerk of the Court is ordered to close this case.

5 **IT IS SO ORDERED.**

6 DATED this 17th day of November 2011.

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10 Kent J. Dawson
United States District Judge
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